

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

23-CR-43-LJV

-v-

REPORT AND RECOMMENDATION

JAMES D. SUTTON,  
Defendant.

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By Order of the Honorable Lawrence J. Vilaro dated February 9, 2024 and filed April 2, 2024, the above case was referred to me, with the consent of the defendant, to take the defendant's plea of guilty and to conduct an allocution pursuant to Rule 11 of the Federal Rules of Criminal Procedure for a Report and Recommendation. The following is my Report and Recommendation to the defendant's plea of guilty.

On April 2, 2024, the defendant entered a plea of guilty in this case. In accordance with my oral Report and Recommendation at the close of the plea proceeding, it is my Report and Recommendation that the defendant's plea of guilty accords with the requirements of Rule 11 of the Federal Rules of Criminal Procedure and that your Honor adjudge the defendant guilty of the offense to which the guilty plea was offered.

**SO ORDERED.**

DATED: April 2, 2024  
Buffalo, New York

*/s/ Michael J. Roemer*

MICHAEL J. ROEMER  
United States Magistrate Judge